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OFFICE

In re Application of:

WAN-SOO HAN et al.

Serial No.:

10/617,153

Examiner:

PERRY, ANTHONY T.

Filed:

8 July 2003

Art Unit:

2879

For:

EL DEVICE WITH ELECTRODE LAYER FOR NOISE REDUCTION AND

FABRICATION METHOD THEREOF

## REQUEST FOR REFUND

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Attn: Refund

Director of the U.S. Patent & Trademark Office 2051 Jamieson Ave, Suite 300 Alexandria, VA 22314

Sir:

Applicant respectfully request for refund of (1) Request for Continued Examination (RCE) fee: \$395 under fee code [1801] and (2) one-month extension of time fee: \$60.00 under fee code [1252] overpaid on 8 May 2006 in the above-referenced application for the reason as follows:

- On 8 July 2003, Applicant filed the above-referenced patent application with verified 1. showing of Small Entity Status.
- On 6 October 2003, the PTO issued a Filing Receipt confirming Applicant's Small 2. **Entity Status.**

- 3. On 11 January 2006, a final Office action (Paper No. 012006) was mailed.
- On 6 April 2006, Applicant timely filed Amendment After Final in reply to Paper No. 012006. No fee is incurred by filing the Amendment After Final on 11 January 2006.
- On 17 April 2006, an Advisory Action (Paper No. 042006) was mailed. In Paper No. 042006, the Examiner checked the box (a) for period for reply indicating that the period for reply expires 3 months from the mailing date of the final rejection. Therefore, Applicant set 11 May 2006 as one-month extension time period for response to Paper No. 012006 and Paper No. 20042006.
- 6. On 9 May 2006, Applicant (a <u>Small Entity</u>) in advertently, and by mistake, filed the Request for Continued Examination (RCE) and a Petition for One-month Extension of Time with a check #50795 in amount of \$910.00 (\$790.00 for fee of RCE + \$120.00 for fee of one-month extension of time) for a <u>Large Entity</u>.

#### REMARKS

In view of the above, out of the payment of \$910.00 with filing of RCE and One-Month Extension of Time on 9 May 2006, \$455.00 was overpaid for Applicant's Small Entity Status.

Accordingly, the Commissioner is respectfully requested to immediately refund (1) Request for Continued Examination (RCE) fee: \$395 under fee code [1801] and (2)one-month extension of time fee: \$60.00 under fee code [1252] overpaid on 8 May 2006 to Applicant's undersigned attorney's Deposit Account No. 02-4943.

Please refer the attached documents for the above-reference patent application.

Respectfully submitted,

Robert E. Bushnell Attorney for Applicant

Reg. No.: 27,774

1522 "K" Street, N.W., Suite 300 Washington, D.C. 20005 (202) 408-9040

Folio: P57211 Date: 9 May 2006 I.D.: REB/fw

Enclosures:

- 1. A copy of RCE, Petition for One-month Extension of Time, Fee transmittal and check #50795 filed on 5/8/2006
- 2. A copy of date-stamped postcard receipt dated 5/8/2006
- 3. A copy of Utility Patent Application Transmittal filed on 7/8/2003
- 4. A copy of Filing Receipt indicating Applicant's Small Entity Status dated 10/6/03

MAY 0 8 2006

Approved for use through xx/xx/xxxx OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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REQUEST

# CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000 provides for continued examination of an utility or plant application filed on or after June 8, 1995

See The American Inventors Protection Act of 1999 (AIPA).

Application Number	10/617,153
Filing Date	8 July 2003
First Named Inventor	WAN-SOO HAN
Group Art Unit	2879
Examiner Name	PERRY, ANTHONY T.
Attorney Docket Number	P57211

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Note: 37 C.F.R. §1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. §1.53(d) (PTO/SB/29) instead of RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

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	b.		Enc	losed			
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2879

For:

EL DEVICE WITH ELECTRODE LAYER FOR NOISE REDUCTION AND

**FABRICATION METHOD THEREOF** 

### PETITION FOR EXTENSION OF TIME

Commissioner for Patents P.O.Box 1450 Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §1.136(a), please extend the time for responding to a final Office action (Paper No. 012006) mailed on 11 January 2006, for one (1)-month to and through 11 May 2006.

The one-month fee for Large Entity in the amount of \$120.00 is enclosed. (Check No. 50795) Should any additional fees be required under 37 C.F.R. §1.16 or 37 C.F.R. §1.17, please charge them to our Deposit Account No. 02-4943 and advise us accordingly.

Also, should any additional time be required, please accept this as a petition for such additional extension of time and charge our Deposit Account No. 02-4943 and advise us accordingly.

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ustment date: 05/25/2006 SDENBOB1 09/2006 SDENBOB1 00000120 10617153

1522 "K" Street, N.W., Suite 300 Washington, D.C. 20005 Area Code: 202-408-9040

Folio: P57211 Date: 5/8/06 I.D.: REB/fw

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Respectfully submitted,

Robert E. Bushnell Attorney for Applicants Reg. No.: 27,774

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## CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000 provides for continued examination of an utility or plant application filed on or after June 8, 1995

See The American Inventors Protection Act of 1999 (AIPA).

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PERRY, ANTHONY T.
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